

OFFICE OF THE WASHINGTON STATE LIQUOR CONTROL BOARD

August 14, 1985

The regular meeting of the Washington State Liquor Control Board was called to order at 9:30 a.m., Wednesday, August 14, 1985, in the Board conference room, fifth floor, Capital Plaza Building, Olympia, by Chairman L. H. Pedersen. Board Members Kazuo Matanabe and Robert D. Hannah were present. Judy Pierce, Board Secretary, recorded the meeting.

ATTORNEY GENERAL'S DIVISION - RULE CHANGE PETITION. John Hennen, Senior Assistant Attorney General, reported that a petition has been filed by the Beer and Wine Wholesalers Association which would, in effect, change the date on which beer price postings are to take place, so that they would coincide with the date for wine price postings. This would involve amendments of WAC 314-20-100, "Beer Wholesale Price Posting," and WAC 314-20-105, "Beer Suppliers' Price Filings, Contracts and Memoranda."

Mr. Hennen stated that independently of this petition, it has been noted that the two rules involved (WAC 314-20-100 and WAC 314-20-105) as well as WAC 314-24-190 and WAC 314-24-200, both dealing with wine, contain references to chapter 19.90 RCW, which has been repealed by the legislature. While it was suggested that these references be deleted, he said the question would be what they should be replaced with. Mr. Hennen added that a petition for an amendment of WAC 314-52-114 to change the definition of "cost," for purposes of sales below cost, is still in limbo as the Board has requested suggestions from a committee of the industry concerning wording for the replacement language. He said the prohibition on sales below cost, which appears in one form or another in all four of the rules mentioned above, is presently unenforceable, and will remain so until clarifying language is adopted (or alternatively, until the prohibitions themselves are deleted).

Jan Britt, Supervisor, M.L.B. Division, said that her staff is not opposed to the petition for rule changes. Ms. Britt also indicated that the WAC Review Committee will be meeting next week to discuss chapter 19.90 RCW, and will subsequently be making recommendations to the Board. General discussion followed.

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**PLAINTIFF'S
EXHIBIT**

CASE
NO. **CV04-0360P**

EXHIBIT
NO. **068**

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Board Member Watanabe moved to hold over any decisions for two weeks. Board Member Hannah seconded the motion and it carried unanimously.

MAJAL DIVISION - BARCA COMMITTEE ASSIGNMENTS. His Being, Controller, stated that he has been invited by BARCA President Kenneth F. Ryan to serve on the Federal Affairs and Legislative Committee and the New Products and Procedures Committee. Mr. Being said he has served on the New Products and Procedures Committee in the past and is willing to serve again. He indicated that he did not see a need to serve on the Federal Affairs and Legislative Committee. Following discussion, Board Member Hannah moved approval of Mr. Being's appointment to the New Products and Procedures Committee. Board Member Watanabe seconded the motion and it carried unanimously.

MAJAL DIVISION - AGENDA FOR STAFFING COMMITTEE. Mr. Being said on June 26, 1985, the Board appointed three committees, one of which was a Staffing Committee. At a subsequent Board meeting, the Board directed the committee, as its first order of priority, to recommend a staffing level for the stores for fiscal year 1986. He said this has been done and the Board has taken appropriate action.

Mr. Being stated it is now the committee's intention to establish an agenda of projects for the remainder of the year. He requested that the Board review the following agenda and make any desired additions, deletions and/or adjustments.

1. A workload measuring indicator which can be utilized for budgeting purposes and for allocation of budget between stores.
2. The makeup of the staffing of stores--all full-time versus a combination of full-time, part-time and intermittent.
3. Hours of operation of the stores.
4. Store closures and the effect on stores' productivity and on the surrounding communities.

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